

FISCAL NOTE

HB 1147 - SB 1546

March 30, 2003

SUMMARY OF BILL: Redefines *habitation* to include out-buildings, detached garages, storage sheds/buildings, and workshops located on residential property. Under current law, the unlawful entry and theft from such outbuilding constitutes *burglary*, a Class D felony; however, under the bill the offense will constitute *aggravated burglary*, a Class C felony.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - \$364,300/Incarceration*

Assumes 10% of 733 or 73 persons each year will be convicted of aggravated burglary, a Class C felony rather than burglary, a Class D felony.

**Section 9-4-210, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated for operating cost, in current dollars, shall be based upon the highest cost of the next 10 years, beginning with the year the additional sentence to be served impacts the correctional facilities population.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director

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